
IN THE SENATE OF THE UNITED STATES.

APRIL 1, 1869.

Ordered to be printed.

AMENDMENT

Intended to be proposed by Mr. SUMNER to the amendment of the House of Representatives to the bill (S. 44) to amend the judicial system of the United States, viz: Strike out sections five and six of the amendment of the House of Representatives, and insert:

1 That if the Chief Justice of the United States, or any
2 associate justice, or any judge of any court of the United
3 States, shall file with the Secretary of State a certificate of
4 the Supreme Court of the United States, that he has attained
5 the age of sixty-five years, or has served at least twelve
6 years as Chief Justice, associate justice, or judge, and is not
7 able, by reason of age or infirmity, to perform, with due
8 efficiency, the duties of such office, and shall thereupon resign
9 the same, it shall be the duty of the President of the United
10 States to accept such resignation; and the vacancy thereby
11 created shall be filled, as in other cases, and the compensation
12 to which such justice or judge was previously entitled shall
13 continue to be paid, notwithstanding such resignation.